

Message Text

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73

ORIGIN COA-02

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DRAFTED BY S/FW-COA:SBLOW:MBJ

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APPROVED BY S/FW-COA - STUART BLOW

EA/K - MR. NEWSOM

COAST GUARD - CDR. LYNN (PHONE)

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FM SECSTATE WASHDC

TO AMEMBASSY SEOUL

INFO AMEMBASSY TOKYO

UNCLAS STATE 139016

E.O. 11652: N/A

TAGS: EFIS, XP, KS

SUBJECT: FISHERIES: VIOLATION OF US CONTIGUOUS FISHERIES
ZONE

REF: A. SEOUL 4560; B. STATE 137368

1. DURING CALL TO INTRODUCE FISHERIES ATTACHE KIM, HAN MO, EMBASSY COUNSELOR LEE REFERRED TO DENIAL BY MASTER DONG BANG 71 THAT HE WAS INSIDE US CONTIGUOUS FISHERIES ZONE (CFZ) WHEN SIGHTED BY COAST GUARD AIRCRAFT. LEE WAS ASSURED THAT MASTER WOULD BE GIVEN EVERY OPPORTUNITY TO PRESENT DEFENSE BUT THAT MATTER NOW ONE FOR LAW ENFORCEMENT OFFICIALS AND COURTS. MASTER AND OWNER'S REPRESENTATIVE ABOARD VESSEL BEING FLOWN TO ANCHORAGE JULY 16 TOGETHER WITH USG WITNESSES AND DOCUMENTATION FOR REVIEW OF CASE BY US ATTORNEY. DEPENDING UPON FINDINGS FROM THIS REVIEW CASE MAY OR MAY NOT BE BROUGHT TO TRIAL BEFORE JUDGE OF US DISTRICT COURT AT ANCHORAGE.

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2. WITHOUT SPECULATING IN ANY WAY ON DISPOSITION PRESENT CASE, DEPARTMENT OFFICER INFORMED LEE OF PENALTIES IMPOSED IN TWO MOST RECENT CASES OF VIOLATIONS CFZ BY JAPANESE VESSELS. IN APRIL 1972 TWO JAPANESE VESSELS SEIZED FOR CONDUCTING ACTIVITIES IN SUPPORT OF FOREIGN FISHING FLEET IN CFZ AND MASTERS FINED \$15,000 EACH PLUS TOTAL CIVIL PENALTIES OF \$150,000 OR A TOTAL OF \$180,000. IN NOVEMBER 1971 JAPANESE VESSEL SEIZED FOR FISHING WITHIN CFZ AND MASTER FINED \$30,000 PLUS SUSPENDED SENTENCE OF ONE YEAR'S IMPRISONMENT AND CIVIL PENALTY OF \$85,000 OR TOTAL OF \$115,000 MONETARY PENALTIES. WE NOTED THAT CIRCUMSTANCES IN INDIVIDUAL CASE WOULD LIKELY AFFECT FINAL OUTCOME. RUSH

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